

# City of Capitola Agenda

Mayor: Stephanie Harlan  
Vice Mayor: Sam Storey  
Council Members: Ed Bottorff  
Dennis Norton  
Michael Termini  
Treasurer: Vacant



**REVISED**

## **CAPITOLA CITY COUNCIL REGULAR MEETING**

**THURSDAY, JULY 25, 2013**

**CITY HALL COUNCIL CHAMBERS  
420 CAPITOLA AVENUE, CAPITOLA, CA 95010**

**CLOSED SESSION – 6:00 PM  
CITY MANAGER’S OFFICE**

*An announcement regarding the items to be discussed in Closed Session will be made in the City Hall Council Chambers prior to the Closed Session. Members of the public may, at this time, address the City Council on closed session items only. There will be a report of any final decisions in City Council Chambers during the City Council's Open Session Meeting.*

### **CONFERENCE WITH LABOR NEGOTIATOR (Govt. Code §54957.6)**

Negotiator: Lisa Murphy, Administrative Services Director  
Employee Organizations: Capitola Police Officers Association, Capitola Police Captains,  
and Police Chief

### **PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Govt. Code § 54957)**

City Council's Performance Evaluation of the City Manager

### **LIABILITY CLAIMS (Govt. Code §54956.95)**

Claimant: Sally Donnelly  
Agency claimed against: City of Capitola

**CAPITOLA CITY COUNCIL REGULAR MEETING - July 25, 2013**

**REGULAR MEETING OF THE CAPITOLA CITY COUNCIL – 7:00 PM**

*All matters listed on the Regular Meeting of the Capitola City Council Agenda shall be considered as Public Hearings.*

**1. ROLL CALL AND PLEDGE OF ALLEGIANCE**

Council Members Dennis Norton, Sam Storey, Ed Bottorff, Michael Termini and Mayor Stephanie Harlan

**2. PRESENTATIONS**

A. Introduction of Jesse Franchi, Maintenance Worker and Frank Perry, Museum Curator.

B. Proclamation in recognition and appreciation to Capitola Historical Museum Coordinator Carolyn Swift for 20 years of service to the Citizens of Capitola from July 1993 through July 2013.

**3. REPORT ON CLOSED SESSION**

**4. ADDITIONAL MATERIALS**

*Additional information submitted to the City Council after distribution of the agenda packet.*

A. 10.A.  
DETAILS:  
Communications from the Public.

B. 10.C.  
DETAILS:  
Communication from the Public.

**5. ADDITIONS AND DELETIONS TO AGENDA**

**6. PUBLIC COMMENTS**

*Oral Communications allows time for members of the Public to address the City Council on any item not on the Agenda. Presentations will be limited to three minutes per speaker. Individuals may not speak more than once during Oral Communications. All speakers must address the entire legislative body and will not be permitted to engage in dialogue. All speakers are requested to print their name on the sign-in sheet located at the podium so that their name may be accurately recorded in the minutes. A MAXIMUM of 30 MINUTES is set aside for Oral Communications at this time.*

**7. CITY COUNCIL / CITY TREASURER / STAFF COMMENTS**

*City Council Members/City Treasurer/Staff may comment on matters of a general nature or identify issues for staff response or future council consideration.*

**8. BOARDS, COMMISSIONS AND COMMITTEES APPOINTMENTS**

**CAPITOLA CITY COUNCIL REGULAR MEETING - July 25, 2013**

**9. CONSENT CALENDAR**

*All items listed in the "Consent Calendar" will be enacted by one motion in the form listed below. There will be no separate discussion on these items prior to the time the Council votes on the action unless members of the public or the City Council request specific items to be discussed for separate review. Items pulled for separate discussion will be considered following General Government.*

*Note that all Ordinances which appear on the public agenda shall be determined to have been read by title and further reading waived.*

- A. Consider approving the City Council Minutes of the June 27, 2013, and the July 11, 2013, Regular City Council Meetings.  
RECOMMENDED ACTION:  
Approve Minutes.
- B. Receive Planning Commission Action Minutes for the Regular Meeting of July 18, 2013.  
RECOMMENDED ACTION:  
Receive Minutes.
- C. Approval of City Check Register Reports dated June 21, 2013; June 28, 2013; July 5, 2013, and July 12, 2013.  
RECOMMENDED ACTION:  
Approve the City Check Register Reports.
- D. Consider an Ordinance adding Chapter 13.16 to the Capitola Municipal Code establishing regulations for storm water pollution prevention and protection [2nd Reading].  
RECOMMENDED ACTION:  
Adopt Ordinance.
- E. Consider an agreement with Carolyn Flynn for professional services related to Affordable Housing Programs, grant writing, and grant management.  
RECOMMENDED ACTION:  
Approve Agreement.
- F. Consider approving the Public Works Department going out to bid for the 2013 Street Striping Project.  
RECOMMENDED ACTION:  
Authorize the Public Works Department to advertise for bids.
- G. Consider denying liability claim of Sally Donnelly for an undetermined amount; and forward to the City's liability insurance carrier  
RECOMMENDED ACTION:  
Deny liability claim.

**10. GENERAL GOVERNMENT / PUBLIC HEARINGS**

*General Government items are intended to provide an opportunity for public discussion of each item listed. The following procedure is followed for each General Government item: 1) Staff explanation; 2) Council questions; 3) Public comment; 4) Council deliberation; 5) Decision.*

## CAPITOLA CITY COUNCIL REGULAR MEETING - July 25, 2013

- A. Discussion regarding use options for the McGregor property.  
RECOMMENDED ACTION:  
Discuss and provide direction.
- B. Presentation regarding the General Plan Budget.  
RECOMMENDED ACTION:  
Receive presentation.
- C. Consider options to fill the vacant City Treasurer position.  
RECOMMENDED ACTION:  
Direct staff to advertise for the City Treasurer position and appoint a new City Treasurer at the September 12, 2013, City Council Meeting.

### 11. ADJOURNMENT

Adjourn to the next Regular Meeting of the City Council on Thursday, August 8, 2013, at 7:00 PM, in the City Hall Council Chambers, 420 Capitola Avenue, Capitola, California.

**Note:** Any person seeking to challenge a City Council decision made as a result of a proceeding in which, by law, a hearing is required to be given, evidence is required to be taken, and the discretion in the determination of facts is vested in the City Council, shall be required to commence that court action within ninety (90) days following the date on which the decision becomes final as provided in Code of Civil Procedure §1094.6. Please refer to code of Civil Procedure §1094.6 to determine how to calculate when a decision becomes "final." Please be advised that in most instances the decision become "final" upon the City Council's announcement of its decision at the completion of the public hearing. Failure to comply with this 90-day rule will preclude any person from challenging the City Council decision in court.

**Notice regarding City Council:** The Capitola City Council meets on the 2nd and 4th Thursday of each month at 7:00 p.m. (or in no event earlier than 6:00 p.m.), in the City Hall Council Chambers located at 420 Capitola Avenue, Capitola.

**Agenda and Agenda Packet Materials:** The City Council Agenda and the complete agenda packet are available on the Internet at the City's website: [www.ci.capitola.ca.us](http://www.ci.capitola.ca.us). Agendas are also available at the Capitola Post Office located at 826 Bay Avenue, Capitola.

**Agenda Document Review:** The complete agenda packet is available at City Hall and at the Capitola Branch Library, 2005 Wharf Road, Capitola, on the Monday prior to the Thursday meeting. Need more information? Contact the City Clerk's office at 831-475-7300.

**Agenda Materials Distributed after Distribution of the Agenda Packet:** Pursuant to Government Code §54957.5, materials related to an agenda item submitted after distribution of the agenda packet are available for public inspection at the Reception Office at City Hall, 420 Capitola Avenue, Capitola, California, during normal business hours.

**Americans with Disabilities Act:** Disability-related aids or services are available to enable persons with a disability to participate in this meeting consistent with the Federal Americans with Disabilities Act of 1990. Assisted listening devices are available for individuals with hearing impairments at the meeting in the City Council Chambers. Should you require special accommodations to participate in the meeting due to a disability, please contact the City Clerk's office at least 24-hours in advance of the meeting at 831-475-7300. In an effort to accommodate individuals with environmental sensitivities, attendees are requested to refrain from wearing perfumes and other scented products.

## **CAPITOLA CITY COUNCIL REGULAR MEETING - July 25, 2013**

**Televised Meetings:** City Council meetings are cablecast “Live” on Charter Communications Cable TV Channel 8 and are recorded to be replayed at 12:00 Noon on the Saturday following the meetings on Community Television of Santa Cruz County (Charter Channel 71 and Comcast Channel 25). Meetings are streamed “Live” on the City’s website at [www.ci.capitola.ca.us](http://www.ci.capitola.ca.us) by clicking on the Home Page link “**View Capitola Meeting Live On-Line.**” Archived meetings can be viewed from the website at anytime.